

DETAILED ACTION

Response to Arguments

1. Applicant's arguments (10/21/08 Remarks: page 2, lines 3-21) have been fully considered but they are not persuasive.

Applicant argues (10/21/08 Remarks: page 2, lines 3-21) that the present application discloses apparatuses and methods for the generation of the coded bit stream having the inventive data structure and the outputting of the generated coded bit stream, and that such bit stream is recorded in a recording medium.

However, the paragraphs of the Specification referenced by Applicant do not appear to clearly and specifically address the subject matter of rejected claim 28, which is directed to a "computer-readable recording medium". It is noted that the recitation of a generic recording medium bearing a data structure (but lacking the operative relationship to a device implied by the recitation of a "computer-readable recording medium") does not constitute statutory subject matter.

Conclusion

2. Any inquiry concerning the contents of this communication or earlier communications from the examiner should be directed to Stephen M. Brinich at 571-272-7430.

Any inquiry relating to the status of this application, entry of papers into this application, or other any inquiries of a general nature concerning application processing should be directed to the Tech Center 2600 Customer Service center at 571-272-2600 or to the USPTO Contact Center at 800-786-9199 or 571-272-1000.

The examiner can normally be reached on weekdays 8:00-5:30, alternate Fridays off.

If attempts to contact the examiner and the Customer Service Center are unsuccessful, supervisor David Moore can be contacted at 571-272-7437.

Faxes pertaining to this application should be directed to the Tech Center 2600 official fax number, which is 571-273-8300.

Hand-carried correspondence may be delivered to the Customer Service Window, located at the Randolph Building, 401 Dulany Street, Alexandria, VA 22314.

/S. M. B./

Examiner, Art Unit 2625

/Thomas D Lee/

Primary Examiner, Art Unit 2625